



**MAIL STOP AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3663**

PATENT
127099-1 (HDP# 8564-000031/US)

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Lukas TROSMAN et al. Conf.: 5555
Appl. No.: 10/748,174 Group: 3663
Filed: December 31, 2003 Examiner: Johannes P. Mondt
For: DISTRIBUTED CLUMPING OF PART-LENGTH RODS FOR A
REACTOR FUEL BUNDLE

Docket No.: 127099-1 (HDP# 8564-000031/US)

**NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop AF

February 17, 2009

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 27, 2009 of the Primary Examiner finally rejecting claims 24, 26-29, and 31-33.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is concurrently filed with a Pre-Appeal Brief Request for Review.

Applicants hereby petition for an extension of _____ () **month(s)** pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

02/18/2009 JAD001 00000010 10748174

02 FC:1401

540.00 OP

- ☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$.00 is required for the full period of the above-requested extension of time.
- ☐ An extension of _____ () **month(s)** for responding to the Final Rejection

was previously requested and paid for on . Thus a fee of \$ is required.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$540.00

☐ Small Entity - \$270.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$540.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check in the amount of \$1,080.00 is enclosed.

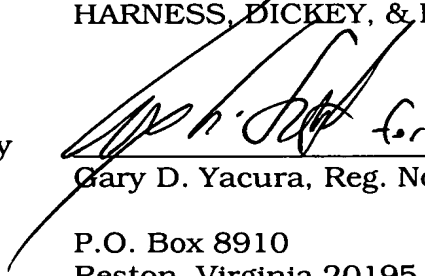
☐ Please charge Deposit Account No. 08-0750 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By


Gary D. Yacura, Reg. No. 33,416

P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

GDY/CES:eaf